

Act Number: 125

Bill Number: 6423

2003

Senate Pages: 2869, 3010-3011

3

House Pages: 3307-3309

3

Committee: Environment: 514

1

Page Total:

7

PA03-125

Joint Standing Committee hearings, Environment. 2003:pt.2

Proceedings / Connecticut General Assembly, House. 2003 v.46:pt.10

Proceedings / Connecticut General Assembly, Senate. 2003v.46:pt.9

Proceedings / Connecticut General Assembly, Senate. 2003 v.46:pt.10

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Senate

15

002869

May 27, 2003

SEN. LOONEY:

Calendar 487, Mr. President, would likewise move HB 5793
that item to the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. LOONEY:

Calendar 488, PR.

Calendar 489, Mr. President, would move this item HB 6377
to the Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered.

SEN. LOONEY:

Moving to Page 6, Mr. President, Calendar 490, PR.

Calendar 491 should be marked Go.

Calendar 492, Mr. President, would move this item HB 6423
to the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. LOONEY:

Calendar 493, Mr. President, would move that item HB 6484
to the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. LOONEY:

Page 7 of the Calendar, Mr. President, Calendar

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Senate

156

003010

May 27, 2003

Senate on the Consent Calendar. Will all Senators please return to the Chamber.

An immediate roll call has been ordered in the Senate on the Consent Calendar. Will all Senators please return to the Chamber.

Madam President, those items placed on the First Consent Calendar begin on Calendar Page 3, Calendar 412, Substitute for S.B. 1035.

Calendar Page 5, Calendar 484, H.B. 5612.

Calendar 486, Substitute for H.B. 6623.

Calendar 487, Substitute for H.B. 5793.

Calendar 489, Substitute for H.B. 6377.

Calendar Page 6, Calendar 492, Substitute for H.B. 6423.

Calendar 493, Substitute for H.B. 6484.

Calendar Page 12, Calendar 116, Substitute for S.B. 1027.

Calendar Page 13, Calendar 137, S.B. 1049.

Calendar Page 20, Calendar 332, Substitute for H.B. 6513.

Calendar Page 21, Calendar 114, S.B. 753.

Calendar Page 22, Calendar 356, S.B. 859.

Madam President, that completes those items previously placed on the First Consent Calendar.

THE CHAIR:

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157

Senate

May 27, 2003

Thank you, Sir. Would you once again announce a roll call vote. The machine will be opened.

THE CLERK:

The Senate is now voting by roll call on the Consent Calendar. Will all Senators please return to the Chamber.

An immediate roll call has been ordered in the Senate on the Consent Calendar. Will all Senators please return to the Chamber.

THE CHAIR:

Have all members voted? If all members have voted, the machine will be locked. The Clerk please announce the tally.

THE CLERK:

Motion is on adoption of Consent Calendar No. 1.

Total number voting, 36. Necessary for adoption, 19. Those voting yea, 36; those voting nay, 0. Those absent and not voting, 0.

THE CHAIR:

The Consent Calendar is adopted.

Senator Looney.

SEN. LOONEY:

Thank you, Madam President. Madam President, I would move for suspension for the immediate transmittal to the House of Representatives all items acted upon

gmh

57 003307

House of Representatives

Tuesday, May 20, 2003

did a presentation on the spending cap and the constitutional cap. For anyone who would like the information and was unable to attend, they can receive the handouts from my legislative aide, Georgette Ponchecko.

Thank you, Madam Speaker.

DEPUTY SPEAKER FRITZ:

Thank you, Representative Kirkley-Bey.

Are there any further announcements or points of personal privilege?

If not, the Clerk will return to the Call of the Calendar. Will the Clerk please call Calendar number 226.

CLERK:

On page 27, Calendar 226, Substitute for H.B. 6423, AN ACT CONCERNING ENFORCEMENT OF POLLUTION ABATEMENT ORDERS. Favorable Report of the Committee on Judiciary.

DEPUTY SPEAKER FRITZ:

Representative Widlitz from Guilford.

REP. WIDLITZ: (98TH)

Thank you, Madam Speaker. Good afternoon.

DEPUTY SPEAKER FRITZ:

Good afternoon.

REP. WIDLITZ: (98TH)

Madam Speaker, I move acceptance of the Joint

gmh

58 003308

House of Representatives

Tuesday, May 20, 2003

Committee's Favorable Report and passage of the bill.

DEPUTY SPEAKER FRITZ:

The question is on acceptance and passage. Please proceed, Madam.

REP. WIDLITZ: (98TH)

Thank you, Madam Speaker. The bill provides clarification as to the Department of Environmental Protection's authority with the assistance of the Attorney General to seek court action to remediate the cleanup of illegal discharges into state waters.

I move adoption, Madam Speaker.

DEPUTY SPEAKER FRITZ:

The question is on acceptance and passage. Will you remark further on the bill before us? Will you remark further on the bill before us?

If not, will staff and guests please come to the Well of the House, and the machine will be opened.

CLERK:

The House of Representatives is voting by roll call. Members to the Chamber. The House is taking a roll call vote. Members to the Chamber, please.

DEPUTY SPEAKER CURREY:

Have all the members voted? Have all the members voted? Please check the board and be sure your vote is properly cast.

gmh

House of Representatives

Tuesday, May 20, 2003

If all members have voted, the machine will be locked and the Clerk will take the tally.

The Clerk will announce the tally.

CLERK:

H.B. 6423.

Total Number Voting	142
Necessary for Passage	72
Those voting Yea	142
Those voting Nay	0
Those absent and not Voting	8

DEPUTY SPEAKER CURREY:

The bill passes.

Will the Clerk please call Calendar 108.

CLERK:

On page 23, Calendar 108, Substitute for H.B. 6484,
AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE PROGRAM
REVIEW AND INVESTIGATIONS COMMITTEE CONCERNING ENERGY
MANAGEMENT BY STATE GOVERNMENT. Favorable Report of the
Committee on Legislative Management.

DEPUTY SPEAKER CURREY:

Representative Wasserman of the 106th.

REP. WASSERMAN: (106TH)

Thank you, Madam Speaker. Madam Speaker, I move
acceptance of the committee's Favorable Report and
passage of the bill.

000514

RICHARD BLUMENTHAL
ATTORNEY GENERAL



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Office of The Attorney General
State of Connecticut

*TESTIMONY OF
ATTORNEY GENERAL RICHARD BLUMENTHAL
BEFORE THE ENVIRONMENT COMMITTEE
FEBRUARY 26, 2003*

I appreciate the opportunity to speak in support of House Bill 6423, An Act Concerning Enforcement of Pollution Abatement Orders.

Under current law, Conn. Gen. Stat. Sec. 22a-430, if the Commissioner of Environmental Protection determines that any person is polluting the waters of this state, the Commissioner may issue a pollution abatement order or request the Attorney General to seek a court order to enjoin such pollution.

In some cases, my office has sought a court order to stop the pollution and a court order to clean up the pollution or repair any damage caused by such pollution. Some defendants have challenged whether my office may seek a court order to remediate the effects of the discharge into state waters.

House Bill 6423 simply clarifies that the Attorney General may seek such additional remedy. The environment would be better protected and judicial resources more effectively used, if the court orders the polluter to restore the waters to its original condition as well as to stop the contamination.

I urge the committee's favorable consideration of House Bill 6423.